

+GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Panchayat Raj&Rural Development Department - Sri Y.Sagareswara Rao, Retired Additional Commissioner O/O CPR&RE – Counting the Not on Duty period from 7.05.2001 to 30.11.2003 as EOL for the purpose of Notional increments and pension – Orders – Issued.

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PANCHAYAT RAJ&RURAL DEVELOPMENT(Vig.III) DEPARTMENT

G.O.RT.No. 896

Dated:27.09.2014  
Read the following:

Ref:1.G.O.Rt.No.747, PR&RD(Vig.III) Department, dt.10.07.2014.  
2.From the contempt petition nos.327-328 of 2014 in SLP  
(C) Nos.34970-34971 of 2013 filed by Sri Y.Sagareswara Rao.

**ORDER:**

In the G.O.1<sup>st</sup> read above, Government have sanctioned pension and pensionary benefits including gratuity along with interest @ 9% from July 2011 to Sri Y.Sagareswara Rao, Retd. Additional Commissioner, PR, O/o CPR&RE as per the judgment of the Supreme Court of India dt.6.05.2014 in SLP © Nos.34970-34971 of 2013 and also ordered to treat the suspension period from 7.5.2001 to 30.11.2003 as **Not on Duty** under proviso to 54 B (7). The operative portion of the Judgment of Apex Court is as follows:

“to release the pension of the petitioner let the pension be released to the petitioner with interest @ 9% from 1<sup>st</sup> July 2011. The Special leave petitions are, accordingly, disposed of. We make it clear that the issue with regard to the power and jurisdiction of Lokayukta is kept open”

2. Aggrieved by the said Government orders, Sri Y.Sagareswara Rao, Retired Additional Commissioner O/o Commissioner of Panchayat Raj&Rural Employment, Hyderabad has filed the contempt petition Nos.327-328 of 2014 in SLP (C)Nos.34970-34971 of 2013 before the Hon'ble Supreme Court with a prayer to direct the State Govt., to regularize the suspension period from 7.05.2001 to 30.11.2003 as **On Duty**.

3. Government after careful examination of the matter, hereby decide to treat the **Not on duty** Period from 07.05.2001 to 30.11.2003 as E.O.L., after exhaustion of all available leave and to count for the purpose of Notional Increments and Pension in respect of Sri Y.Sagareswara Rao, Retd. Addl. Commissioner, PR, O/o Commissioner of Panchayat Raj&Rural Employment, Hyderabad interms of the provisions of G.O.Ms.No.307, Finance (FR.II) Department, dt.03.12.2012. Accordingly, Govt. hereby treat the “Not on Duty period from 07.05.2001 to 30.11.2003” as Extraordinary Leave and after exhaustion of all available leave and to count for the purpose of notional increments and pension against Sri Y.Sagareswara Rao, Retired Additional Commissioner Office of Commissioner of Panchayat Raj&Rural Employment, Hyderabad.

5. The Commissioner Panchayat Raj&Rural Employment, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

**To**

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.  
The Individual through Commissioner, Panchayat Raj &  
Rural Employment, Hyderabad.  
The District Collector, Vizinagaram District.

**Copy to:**

The Accountants General , Andhra Pradesh, Hyderabad  
The Hon'ble Supreme Court of India  
The Hon'ble Andhra Pradesh, Administrative Tribunal  
The Hon'ble High Court of Judicature at Hyderabad for the State of Andhra Pradesh and Telangana.  
The Hon'ble Lokayuktha, Andhra Pradesh, Hyderabad  
The Secretary, A.P. Vigilance Commission, Hyderabad.  
The Finance (HR.IV /Pension.II) Department, A.P. Secretariat, Hyderabad  
The Law Department, A.P. Secretariat, Hyderabad.  
The P.S. to Hon'ble Minister (PR&RWS)  
The P.S. to Secretary (PR)  
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SECTION OFFICER